

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NEW YORK

RECEIVED
CLERK'S OFFICE
U.S. DISTRICT COURT E.D.N.Y.
★ DEC 16 2024 ★
LONG ISLAND OFFICE

PATRICK GUILLORY

(Write the full name of each plaintiff who is filing this complaint. If the names of all the plaintiffs cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names.)

-against-

SUBPOINT RECOVERY

(Write the full name of each defendant who is being sued. If the names of all the defendants cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names. Do not include addresses here.)

Complaint for Violation of Civil Rights

(Non-Prisoner Complaint)

Case No. 24-cv-8711-AMD-LKE

(to be filled in by the Clerk's Office)

Jury Trial: ☒ Yes ☐ No
(check one)

I'm switching !!
**AND I DONT CARE if I get Beat up*

NOTICE

Federal Rules of Civil Procedure 5.2 addresses the privacy and security concerns resulting from public access to electronic court files. Under this rule, papers filed with the court should *not* contain: an individual's full social security number or full birth date; the full name of a person known to be a minor; or a complete financial account number. A filing may include *only*: the last four digits of a social security number; the year of an individual's birth; a minor's initials; and the last four digits of a financial account number.

Plaintiff need not send exhibits, affidavits, grievance or witness statements, or any other materials to the Clerk's Office with this complaint.

In order for your complaint to be filed, it must be accompanied by the filing fee or an application to proceed *in forma pauperis*.

REC'D IN PRO SE OFFICE
DEC 16 '24 PM3:05

FILED
IN CLERK'S OFFICE
U.S. DISTRICT COURT E.D.N.Y.
★ DEC 16 2024 ★

LONG ISLAND OFFICE

RECEIVED
DEC 16 2024
EDNY PRO SE OFFICE

I. The Parties to This Complaint**A. The Plaintiff(s)**

Provide the information below for each plaintiff named in the complaint. Attach additional pages if needed.

Name PATRICK GUILLORY, Room 327 B
 Street Address Surfpoint Recovery Program
 City and County 2316 SURF AVENUE
 State and Zip Code BROOKLYN, NY, 11224
 Telephone Number (347) 727-4800 ext 549
 E-mail Address ext 540

B. The Defendant(s)

Provide the information below for each defendant named in the complaint, whether the defendant is an individual, a government agency, an organization, or a corporation. For an individual defendant, include the person's job or title (if known) and check whether you are bringing this complaint against them in their individual capacity or official capacity, or both. Attach additional pages if needed.

Defendant No. 1

Name Surfpoint Recovery
 Job or Title
 (if known)
 Street Address 2316 SURF AVENUE
 City and County BROOKLYN, N.Y. 11224
 State and Zip Code
 Telephone Number (347) 727-4800
 E-mail Address ext 540
 (if known) 549

II. Basis for Jurisdiction

Under 42 U.S.C. § 1983, you may sue state or local officials for the “deprivation of any rights, privileges, or immunities secured by the Constitution and [federal laws].” Under *Bivens v. Six Unknown Named Agents of Federal Bureau of Narcotics*, 403 U.S. 388 (1971), you may sue federal officials for the violation of certain constitutional rights.

A. Are you bringing suit against (check all that apply):

- ☒ State or local officials (a § 1983 claim)
☐ Federal officials (a *Bivens* claim)

B. Section 1983 allows claims alleging the “deprivation of any rights, privileges, or immunities secured by the Constitution and [federal laws].” 42 U.S.C. § 1983. If you are suing under section 1983, what federal constitutional or statutory right(s) do you claim is/are being violated by state or local officials? ~~Discrimination~~

- 1.) RETALIATION FOR FILING GRIEVANCES
 2.) MEDICAID FRAUD UPON THE GOVERNMENT
 3.) WHISTLEBLOWER, I'M SWITCHING AND I
 DONT CARE IF I GET BEAT UP !!

C. Plaintiffs suing under *Bivens* may only recover for the violation of certain constitutional rights. If you are suing under *Bivens*, what constitutional right(s) do you claim is/are being violated by federal officials?

NA

D. Section 1983 allows defendants to be found liable only when they have acted “under color of any statute, ordinance, regulation, custom, or usage, of any State or Territory or the District of Columbia.” 42 U.S.C. § 1983. If you are suing under section 1983, explain how each defendant acted under color of state or local law. If you are suing under *Bivens*, explain how each defendant acted under color of federal law. Attach additional pages if needed.

See Attached Complaint
 I'M SWITCHING !!
 FRAUD UPON THE COURT

III. Statement of Claim

State as briefly as possible the facts of your case. Describe how each defendant was personally involved in the alleged wrongful action, along with the dates and locations of all relevant events. You may wish to include further details such as the names of other persons involved in the events giving rise to your claims. Do not cite any cases or statutes. If more than one claim is asserted, number each claim and write a short and plain statement of each claim in a separate paragraph. Attach additional pages if needed.

- A. Where did the events giving rise to your claim(s) occur?

Surfpoint Recovery
2316 SURF AVENUE
BROOKLYN, N.Y. 11224
(347) 727-4800 exts 540, 549

- B. What date and approximate time did the events giving rise to your claim(s) occur?

NOVEMBER 15, 2024 to DATE

- C. What are the facts underlying your claim(s)? (For example: What happened to you? Who did what? Was anyone else involved? Who else saw what happened?)

See Attached Verified
COMPLAINT.

I'M SWITCHING

FRAUD upon The Court

IV. Injuries

If you sustained injuries related to the events alleged above, describe your injuries and state what medical treatment, if any, you required and did or did not receive.

See Attached Verified
COMPLAINT

I'M SWITCHING
FRAUD upon the COURT

V. Relief

State briefly what you want the court to do for you. Make no legal arguments. Do not cite any cases or statutes. If requesting money damages, include the amounts of any actual damages and/or punitive damages claimed for the acts alleged. Explain the basis for these claims.

See Attached
Verified COMPLAINT.
I'M SWITCHING

FRAUD upon the COURT.

VI. Certification and Closing

Under Federal Rule of Civil Procedure 11, by signing below, I certify to the best of my knowledge, information, and belief that this complaint: (1) is not being presented for an improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation; (2) is supported by existing law or by a nonfrivolous argument for extending, modifying, or reversing existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and (4) the complaint otherwise complies with the requirements of Rule 11.

A. For Parties Without an Attorney

I agree to provide the Clerk's Office with any changes to my address where case-related papers may be served. I understand that my failure to keep a current address on file with the Clerk's Office may result in the dismissal of my case.

Date of signing 12-9-, 2024

Signature of Plaintiff

Printed Name of Plaintiff

Patrick Guillard

United States District Court
Eastern District of New York

Patrick Guillory Case # _____

Plaintiff,

Hon: _____

- vs -

Subpoint Recovery
Defendant

December 10, 2024

Verified Complaint

I. Jurisdiction

- 1.) This court HAS Jurisdiction over the Plaintiff AND the Defendant on the ground that Both Reside within Kings County in Brooklyn, New York.

II. Statement of Facts

- 2.) ON NOVEMBER 15, 2024, I Arrived @ Subpoint Recovery (hereinafter, S.R.) to obtain treatment for MY Substance Use Disorder, i.e. ALCOHOLISM.
- 3.) ON NOVEMBER 22, 2024 (OR SO) I filed A Grievance Against MY PRIMARY COUNSELOR, MS. JENNIFER PEROUTA on the grounds that she repeatedly failed to MAKE HER APPOINTMENTS with me to complete MY treatment plan.
- 4.) ON NOVEMBER 23, 2024, I Met with Jennifer in Her office and she worked on MY Treatment Plan for ABOUT 15 minutes. A treatment plan takes 2 hours.
- 5.) Shortly thereafter, I went to A Grievance Hearing, (supra @ 3) to Address Jennifer's conduct. Note that prior to the Hearing, MS. Jennifer HAS been investigated BY N.Y.S. Office of Alcohol And Substance Abuse Services (OASAS) AND N.Y.S. Justice

Center which governs Counselor's License to Practice within New York State.

6.) The grievance Committee Advised Me that MY "CLAIMS WERE VALID" AND MY CASE AND UNFINISHED TREATMENT PLAN WOULD BE TRANSFERRED TO THE SENIOR COUNSELOR, MR. MICHEL FOX.

7.) ON November 24, 2024, Jennifer Suspended All MY CALLS FROM MY EMERGENCY CONTACT LIST AND Refused to take calls from MY FAMILY until MY CASE WAS officially transferred to Michel Fox. MY LAWYER is on MY EMERGENCY CONTACT LIST ALSO.

8.) ON OR ABOUT December 2nd 2024 I filed Another Grievance on the Ground that MY TREATMENT PLAN WAS still not completed some 18 DAYS Later. Note that, this is A 28 DAY PROGRAM ... I HAD ONLY 10 DAYS to complete. TO DATE, while MY Grievance is currently on File ... I HAVE NOT HAD A HEARING CONCERNING the SAID Grievance

On the Ground from "Central Compliance"

"You can sign off on your Grievance when you are discharged."

My Due Process Rights to engage in protected conduct is non-existent.

9.) On December 8, 2024, I filed another Grievance on the grounds that "I've been here 24 days and Alet Coke (Clinical Director) have not signed off on my Treatment Plan." The Clinical Director must sign off on a Treatment Plan to make it valid.

In Retaliation for filing the grievance, the Defendant started suspending all groups which I was not allowed to attend... 7 days a week.

- i.e.
- Smoking Cessations
 - Making Amends
 - Beyond the Tears Grief Group
 - Self Care
 - Men's Group

- Sober Living
- HARMONY in Healing

See Exhibit A

10.) SO I WAS LIKE SO WHAT ABOUT MY
December 2nd AND December 8th 2024
grievances ... Will A HEARING Be held AND
Disposition Rendered ?? "

AGAIN ... "We will get to that point
when you are discharged."

See Supra @ 8-9

With the Above in mind, S.R. Grievance
Committee is a KANGAROO COURT THAT HAS
VIOLATED MY Due process Rights to
engage in protected conduct without
retaliation. NOR does the grievance process
ALLOW for an appeal.

11.) Let's Revisit the Fraud upon the Court
via A VERY true example from
U.S. District Court, Eastern District
of New York.

Here Your Honor ... the Chief Judge
of the Eastern District HAVE
A load of cases Before the
Court.

12.) AS of the week of December 8th 2024 :

7 DAYS A WEEK Staff did NOT show up to facilitate Group Meetings.

x 50 Clients were NOT allowed to get the help that we need.

= 350 False Claims to Medicare in one week.

AMY SAID DURING the Meeting
" " I will be calling Billing. "
Too Late for that... You Busted

13.) On December 9, 2024, @ 10:30 AM the above said meeting took place with AMY (S.R. Central Compliance Representative from Albany) AND M.S. Cheright (S.R. Chief Operating Officer) where BY AMY Admitted that S.R. Staff did NOT facilitate the 6 meetings mentioned " Seven (7) DAYS A Week.

See Supra # 9 and Exhibit A
on the grounds that: "ERRORS ARE MADE"

16.) To the point, S.R. STAFF ... AND
OASAS. ARE PRINTING OUT
PROGRAM SCHEDULES WHEREBY
STAFF DO NOT EVEN SHOW UP
TO FACILITATE THE PROGRAMS
... 7 DAYS A WEEK.

III. Let's MAKE A DEAL

17.) I Respectfully Ask the Court
to Demand of the Defendant the
SIGN-IN SHEETS FROM YOUR
FEDERAL AMLE BRACELET INMATES
HERE @ S.R. (OR MYSELF) FOR JUST
THE SEVEN CLASSES MENTIONED IN
THE 12-8-2024 GRIEVANCE FOR
THE MONTH OF DECEMBER.

MON - SMOKING CESSATIONS
TUE - MAKING AMENDS
WED - BEYOND THE TEARS
THUR - SELF CARE
FRI - MEN'S GROUP
SAT - SOBER LIVING
SUN - HARMONY IN RECOVERY

See EXHIBIT A

18.) Impossible, The Court HAS
Been BAMBOOZLED.

19.) Impossible, The U.S. Attorney's
Office HAS Been PRANKED.

20.) Impossible, The U.S. Probation
Department HAS Been SUCKERED.

21.) In fact, I'm so comfortable
in my position the Deal is:

(If the Court can produce the
sign-in sheets showing that
Groups were, in fact, Held ...)

I consent to Having the
Court issue an order to the
U.S. Marshal's office for
MY ARREST. I'll DO
Seven DAYS @ MDC w/o issue.

22.) But that will Never Happen
Because it's NOT Me who is
Being BAMBOOZLED, PRANKED, and SUCKERED.

23.) It's the Honorable Courts...
for believing any and every
document sent from the Defendant
which sit flat of facts on
the desk of Chambers faxed
from Sub Point's Fraudulent
programs of Fiction.

Not only is the Defendant
getting rich off of the
Court's Ignorance; the Court
is actually using the
Defendant's Fraudulent program
"SchedulAL ... Liken to A
Pre-Sentence Investigation Report."
Thus, the Court is using
Fraudulent documents from the
Defendant and converting the
same into subsequent Judicial
Mandates. To the point, it's fraud
upon the Court ... Leading to fraud
within the Court's rulings.

IV. Discrimination

24.) The Defendant has a white's
only, no Jews allowed,
Blacks to the back of the
line discrimination policy
@ the point of admissions.
Let's take a look:

25.) 99% of White Clients get sent to white counselors.

99% of Black Clients get sent to BLACK counselors.

99% of Hispanics get sent to BLACK counselors

26.) When I objected to such racist procedures

AMY (Central Compliance from Albany) stated "Well some clients feel more comfortable speaking with someone from their own culture."

* Every white person here speaks English !! Esp. when its time to eat!

* What a disrespectful answer.

27.) For example, My Bunkie ...
He is white ... TALK ABOUT A
COOL WHITE BOY. WE TALK ALL NIGHT.

✓ In Any event, My Bunkie (327-A)
... I'm (327-B). He got here 3
DAYS AFTER ME ... But His
White Privilege gets Him ~~all type of~~
~~all type of~~ All type of Goodies

✓ Whites get their Treatment
PLANS DONE within 7 DAYS.
BLACKS AND JEWS (Like me) MUST
wait 3 weeks... When it's time to Leave.
(28 DAY PROGRAM)

✓ My White Bunkie sleeps in bed
ALL DAY AND MAY HAVE Attended
20 Groups. I'm Black and Jewish
... I Attended over 100 Groups ...
Guess what ... S.R. BANG ON BLACKS
DOORS ordering them to come to
Groups.

* Check this out: If you Don't come
to Group (Being Black OR Jewish)
you MUST
Refusal Form Sign A "Group
Refusal Form."

28.) Not if you are White...
the Refusal FORMS ARE ONLY
FOR BLACKS AND JEWS.

The Court will Be HARD Pressed
to see MY White BUNKY NAME
ON ANY Refusal FORM. I should
KNOW.

... He sleeping !!!

29.) Whites get Referred to Long
TERM Treatment Centers in:

Long Island
GTAte Island
AND
The HAMPTONS

BLACKS AND JEWS get sent

to: 125 st (HARlem)
98 st (Brooklyn)

AND
ANYwhere in the BRONX

— 13 — The SLUMS

30.) White Clients get Help with:

- ✓ Food Stamp Applications
- ✓ Cash Assistance Applications
- ✓ Basic HRA Information

Blacks and Jews Get:

"A 2024 'Guide to Benefits' Handbook... the one you get when you get Released from Riker's Island."

31.) Counselor Anna, who is White is a Great Counselor. She supports her White clients. Meaning,

White Counselors spend 2 to 3 hours when counseling White clients.

Black Counselors spend 15 minutes to 20 minutes with Black clients.

It's All on CAMERA which should be allowed "in-CAMERA Review" under the Federal Rules of Civil Procedure.

32.) BLACKS Don't get the Glee of White Power. I Admit that I'm powerless over Alcohol And My Life HAS BECOME UNMANAGABLE. God GRANT Me the Serenity to Accept the things I CANNOT Change.

I'll Just Remember what ANY (Central Compliance from Albany) Stated:

"Well some clients feel more comfortable speaking with someone from their own culture."

AKA ... White Privilege

V. Relief Sought

- 1.) \$500,000 in Actual And Compensatory DAMAGES.
- 2.) \$500,000 in Punitive DAMAGES.
- 3.) \$500,000 in emotional Distress.

4.) An order from the Court
Directed to the Defendant to
ascertain as to why, white
counselor ANNA spends 2 to
3 HOURS (each session) with
white clients, while
Black counselors spend 15
minutes with Negro Jews!

Verification

Patrick Gaillory

I, Patrick Gaillory, certify that the above
statements are true and correct to the best
of my belief under perjury @ title 18 U.S.
Code. AND, MY OWN EYEBALLS !!

CC Adrian Guillory, Co-counsel, Emerg. Contact.
(My sister)

SURFPOINT
RECOVERY

* Been here 24 DAYS total And Alet Coke
still HAVE NOT signed off on MY treatment plan.
Surfpoint Recovery & Wellness Services
Grievance Form

Date of Complaint: 12-8-24
Patient Name: PATRICK GUILLORY

* FRAUDulent PROGRAM SCHEDULE VIA OASAS.

Description of Complaint: Medicare Fraud. Surfpoint is
Billing Medicare for services NOT provided.
- Mon - Smoking cessation - ?
- Tue - MAKING AMENDS - Henry
- Wed - Beyond the tears - Anna
- Thur - Self CARE - Kim
- Fri - Men's Group - Sylvester
- SAT - Sober Living - Monette
- SUN - HARMONY in Healing - Klotte
* You can't Bill for A service NOT provided.
* IT'S called Medicare Fraud.
X 4 = 28 Groups
TODAY 12-8-24

What Action Would You Like Taken? Since Surfpoint wants to
Retaliate on me for filing Grievances... "Denying
me services" Surfpoint can explain this in
an "ANSWER" to A Federal Lawsuit if it continues.
Bucket List: I would like the U.S. Attorney
office, N.Y.S. Office of the Attorney General,
OASAS & the Justice Center to conduct an Audit.

Investigation Results and Corrective Action: (Facility Action)
YOU GUYS ARE TRYING TO SEND ME TO A Shelter NOT HAPPENING.
EXHIBIT A
EXHIBIT I

TO: C.O.O. Cherish @ S.P.R.

TO: Allet Cofe @ S.P.R.

TO: Michel Fox @ S.P.R.

FROM: Patrick Gallory

Date: 12/9/24

Subject: Confirmation to
the Complaint filed w/
the Justice Center.

10123800280690

Issues: ① Medicare Fraud

② Retaliation for

Exhibit 1 Filing Grievances

③ Trying to send me
to a Homeless Shelter
AKA Crisis Center...

Federal Released inmates Might AS well

	SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
10:00 AM -10:30AM		COMMUNITY MEETING + OPERATIONS		COMMUNITY MEETING OPERATIONS		ACCLIMATING TO RECOVERY MICHAEL	COMMUNITY MEETING OPERATIONS
10:45AM -11:30AM	HARMONY IN HEALING G1 KLONETTE G2 ISBAEL	SMOKING CESSATION G1 RAYMOND G2 ISABEL	CONNECTIONS IN RECOVERY G1 JAMILEX G2 PRISCILLA	HEALING BONDS G1 KIRA G2 JAMILEX	LIFE SKILLS JHONNY O	GRIEF TO GOWTH G1 DANIELLE G2 RAYMOND	SATURDAY SOCIAL IN RECOVERY G1 JENNIFER G2 PRISCILLA
1:00PM - 1:30PM	DETOX GROUP G2 JENNIFER		DETOX GROUP YOGA WITH ISABEL	DETOX GROUP G2 DANIELLE		DETOX GROUP G2 RAYMOND	
1:45PM - 2:30PM	PATH TO PEACE G1 SARAH G2 LENA	UNITED PERSPECTIVES G1 MERVE G2 CLIFTON	CREATIVE EXPRESSION RITA	BEYOND THE TEARS G1 ANNA G2 JI	MINDEULNESS G1 ISABEL G2 JI	RESILIENCE IN RECOVERY G1 JAMILEX G2 FREDLYNE	ART THERAPY JI
2:45PM - 3:30PM	SUNDAY UPLIFT FRANTZ	STRENGTH IN STABILITY G1 JENNIFER G2 ANNA	TRIUMPH OVER TRAUMA G1 MERVE G2 DANIELLE	STEPS TO SERENITY G1 DAVID G2 DAMAIN	COTI PEER SERVICES WORKSHOP	BRACELET CEREMONY JI & PRISCILLA	MEN'S JEWELRY WORKSHOP FRANTZ
3:45PM - 4:45PM	RECREATION/ FITNESS	THERAPEUTIC REC RITA	YOGA ISABEL	RECREATION / FITNESS	THERAPEUTIC REC RITA	ADL / PERSONAL TIME	RECREATION / FITNESS
7:00PM- 7:45M	AA MEETING	POSITIVE THINKING AMANDA	MAKING AMMENDS HENRY	NA MEETING	SELF-CARE KIM	MEN'S GROUP SYLVESTER	SOBER LIVING KLONETE

Cut off their ANKLE MONITORS @
Subpoint... Staff don't even show up to work!

Patrick Guillorey, Room
Subpoint Recovery 327-B
2316 Surf Avenue
Brooklyn, N.Y.
11224



RECEIVED
IN CLERK'S OFFICE
U.S. DISTRICT COURT E.D.N.Y.
★ DEC 18 2024 ★
LONG ISLAND OFFICE

Clerk of Court, Pro-Se Office
United States District Court
Eastern District of New York
100 Federal Plaza
Central Islip, N.Y.
11722

